THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.17817 of 2007

Date:23.08.2007

Between:

C.Ananda Rao

..... PETITIONER

AND

The District Registrar and another.

.....

RESPONDENTS

ORDER:

The petitioner claims to be the owner of premises in Door No.118/1, Ward No.17, Trunk Road, Nellore, admeasuring 473.5 square feet. His grievance is that a part of that property is sought to be sold by one Syed Riyaz Basha, through a sale deed presented to the second respondent. The petitioner states that he submitted a representation to the second respondent not to admit such a document for registration, since his rights were determined by the Court of the Principal District Munsif, Nellore in O.S.No.271 of 1967 and in subsequent proceedings. He seeks direction to the second respondent in this regard.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

Even assuming that the petitioner is the absolute owner of the property referred to above and there is an attempt by a third

person to execute sale deed in respect of it, the second respondent cannot refuse to entertain the deeds. If the petitioner is so advised, he has to approach a Court of law and seek necessary interim orders or a decree. The Registering Authority has no role to play in the determination of title as regards the properties covered by the documents presented before it for registration.

Hence, the writ petition is dismissed, leaving it open to the petitioner to pursue his remedies in a Civil Court. There shall be no order as to costs.

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23.08.2007

kdl